

UNITED STATES DISTRICT COURT  
for the  
DISTRICT OF MINNESOTA

Cause No: 24-cv-100 SRN/DTS

PRESTON BYRON KNAPP;  
MICHELLE NICHOLE KNAPP.

*Plaintiffs,*

vs.

COMPASS MINNESOTA, LLC;  
DANIEL PHILIP HOLLERMAN (*official and  
individual capacities*).

*Defendants.*

Honorable Judge Susan Richard Nelson  
Magistrate Judge David T. Shultz

---

**DOCKETING STATEMENT OF PLAINTIFFS'**

**1. Jurisdictional Statement:**

This appeal is from the final order and judgment of the United States District Court for the District of Minnesota, entered on August 9, 2024, and August 12, 2024, respectively, in Case No. 24-cv-00100 (SRN-DTS). The United States Court of Appeals for the Eighth Circuit has jurisdiction over this appeal pursuant to 28 U.S.C. § 1291.

**2. Nature of the Case:**

This case involves a civil action initiated by the Plaintiffs-Appellants, pro se, alleging breach of contract, fiduciary duties, and various claims under federal statutes against the Defendants-Appellees. The District Court dismissed the claims and subsequently granted the

Defendants-Appellees' motion for sanctions, awarding attorneys' fees and costs against the Plaintiffs-Appellants.

### **3. Issues to Be Raised on Appeal:**

The Plaintiffs-Appellants intend to raise the following issues on appeal:

1. Whether the District Court erred in granting Defendants-Appellees' motion for sanctions under Federal Rule of Civil Procedure 11 when the underlying motions were related to discovery and should have been governed by Federal Rule of Civil Procedure 37.
2. Whether the District Court abused its discretion in awarding attorneys' fees and costs to the Defendants-Appellees, including the reasonableness of the amounts awarded.
3. Whether the District Court's orders and judgment were contrary to established legal principles and procedural rules, rendering them void or erroneous.

### **4. Related Cases:**

To the best of Plaintiffs-Appellants' knowledge, there are no related cases currently pending in this or any other court.

### **5. Transcript Information:**

Plaintiffs-Appellants do not intend to order any additional transcripts for this appeal as the issues on appeal are based on the existing record and orders.

### **6. Briefing Schedule:**

Plaintiffs-Appellants propose the following briefing schedule, subject to the approval of the Court:

- Appellants' Opening Brief: October 14<sup>th</sup>, 2024
- Appellees' Response Brief: October 28<sup>th</sup>, 2024
- Appellants' Reply Brief: November 4<sup>th</sup>, 2024

## **7. Representation:**

Plaintiffs-Appellants, Preston Byron Knapp and Michelle Nichole Knapp, are proceeding pro se.

Dated: August 24<sup>th</sup>, 2024

RESPECTFULLY SUBMITTED,

BY: /s/ Preston Byron Knapp  
Preston Byron Knapp  
Plaintiff, Pro Se  
[Pknapp5@gmail.com](mailto:Pknapp5@gmail.com)  
(262) 496-8083

/s/ Michelle Nichole Knapp  
Michelle Nichole Knapp  
Plaintiff, Pro Se  
[Michelleknapp@gmail.com](mailto:Michelleknapp@gmail.com)  
(540) 931-5682

**Certificate of Service**

Plaintiffs certify that on August 24<sup>th</sup>, 2024, the foregoing *DOCKETING STATEMENT OF PLAINTIFFS* was filed with the Clerk of this Court via ECF. We further certify that, on the same date, the same document was served on Counsel listed below via electronic email.

***Distribution:***

Carl E. Christensen  
Christensen Sampsel PLLC  
305 Fifth Avenue North, Suite 375  
Minneapolis, MN 55401  
612-473-1200  
[carl@christensensampsel.com](mailto:carl@christensensampsel.com)

Robert J. Kouba  
Christensen Law Office PLLC  
305 North Fifth Avenue, Suite 375  
Minneapolis, MN 55401  
612-823-4016  
[robert@clawoffice.com](mailto:robert@clawoffice.com)

Ryan Supple  
Christensen Sampsel PLLC  
305 North Fifth Avenue, Suite 375  
Minneapolis, MN 55401  
612-823-0188  
[ryan@christensampsel.com](mailto:ryan@christensampsel.com)

Tessa A. Mansfield  
Foley & Mansfield, PLLP  
250 Marquette Avenue, ste. 1200  
Minneapolis, MN 55401  
612-338-8788  
[tmansfield@foleymansfield.com](mailto:tmansfield@foleymansfield.com)

Michael Kernstock  
Foley Mansfield  
250 Marquette Ave S, ste. 1200  
Minneapolis, MN 55401  
612-216-0224  
[mkernstock@foleymansfield.com](mailto:mkernstock@foleymansfield.com)